

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

EV30441141US
Express Mail Label Number

February 6, 2006
Date of Deposit

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****IN RE APPLICATION OF****Art Unit: 1634****NADLER ET AL.****Examiner: SITTON, JEHANNE SOUAYA****APPLICATION NO: 10/755,889****FILED: JANUARY 13, 2004****FOR: POLYNUCLEOTIDES AND POLYPEPTIDES ASSOCIATED
WITH THE NF-KB PATHWAY**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT
WITHOUT TRAVERSE**

Sir:

In reply to the Office Action dated October 7, 2005, requesting an election of one invention to prosecute in the above-referenced patent application, Applicants hereby provisionally elect to prosecute the invention drawn to a method of decreasing NFkB pathway activity through inhibition of BCL-6 polypeptide expression (SEQ ID NO:18). This election is made without prejudice to or disclaimer of the other claims or inventions disclosed.

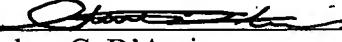
Applicants point out that the elected invention falls outside of the Examiners restricted groups, Groups 1 to 4308, outlined in the October 7, 2005 Office Action. In accordance with MPEP 821.03, and CFR 1.145, Applicants believe the present election is proper and constitutes a responsive reply since the original claims have been cancelled and the newly added claim directed to a single invention has been added by Preliminary Amendment submitted herewith.

A three-month extension is hereby requested pursuant to 37 CFR §1.136(a). Please charge Deposit Account No. 19-3880 in the name of Bristol-Myers Squibb Company in the amount of \$1020 for payment of the extension fee.

If any fee is due in connection herewith, please charge such fee to Deposit Account No. 19-3880 of the undersigned. Furthermore, if any extension of time not already accounted for is required, such extension is hereby petitioned for, and it is requested that any fee due for said extension be charged to the above-stated Deposit Account.

Respectfully submitted,

Bristol-Myers Squibb Company
Patent Department
P.O. Box 4000
Princeton, NJ 08543-4000
(609) 252-5289
Date: February 6, 2006


Stephen C. D'Amico
Agent for Applicants
Reg. No. 46,652